

CONTRACT #6
RFS # 337.01-025

**Department of Labor and
Workforce Development**

VENDOR:
**HCL Technologies (Mass.),
Inc.**



**STATE OF TENNESSEE
DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT**

PHIL BREDESEN
GOVERNOR

**Andrew Johnson Tower
710 James Robertson Pkwy, 8th FLOOR
Nashville, TN 37243-0655
(615) 741-2582**

JAMES G. NEELEY
COMMISSIONER

April 11, 2005

RECEIVED

APR 13 2005

FISCAL REVIEW

M. D. Goetz, Jr., Commissioner
Department of Finance and Administration
State Capitol
Nashville, TN 37243

REF: 337.01-025 Non Competitive Contract Amendment 1 to FA-05-16162-00

Dear Mr. Goetz:

Outlined below is our justification for a Non Competitive Contract amendment to the contract with HCL Technologies (Mass.), Inc.

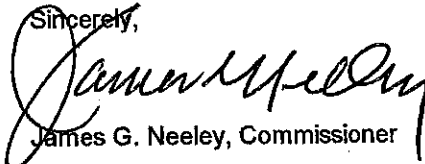
The Contract started on October 10, 2004 and is scheduled to end on October 15, 2009. The amendment to the contract will not require additional funding.

The eCMATS will provide the framework for all of the Department's new applications. The framework of eCMATS may include, but not be limited to, support of the following systems: Workers Compensation, Boilers and Elevators, TOSHA, Labor Standards and Personnel. To ensure new applications fit into the existing approved framework design, the current Contractor shall assist in the detail design process of any application addition or enhancement. Since the current Contractor is responsible for maintenance of the existing platform, the Contractor shall lead the integration of new modules to ensure efficiency once modules are fully implemented.

This amendment will eliminate need for future framework designs when new systems are implemented by the agency and therefore will be less costly to the State.

Based on the above facts, I am requesting your approval of this non-competitive amendment to the contract.

Sincerely,



James G. Neeley, Commissioner

JGN: HS: mho

REQUEST: NON-COMPETITIVE AMENDMENT

APPROVED

Commissioner of Finance & Administration

Date:

Each of the request items below indicates specific information that must be individually detailed or addressed as required. A REQUEST CAN NOT BE CONSIDERED IF INFORMATION PROVIDED IS INCOMPLETE, NON-RESPONSIVE, OR DOES NOT CLEARLY ADDRESS EACH OF THE REQUIREMENTS INDIVIDUALLY AS REQUIRED.

RFS #	337.01-025		
STATE AGENCY NAME :	Labor and Workforce Development		
SERVICE CAPTION :	This amendment ensures that new applications fit into the existing approved frame work design.		
CONTRACT #	FA-05-16162-00	PROPOSED AMENDMENT #	1
CONTRACTOR :	HCL Technologies (Mass.), Inc.		
CONTRACT START DATE :	10/16/2004		
CURRENT, LATEST POSSIBLE END DATE : (including ALL options to extend)	10/15/2009		
CURRENT MAXIMUM LIABILITY :	4,800,000.00		
LATEST POSSIBLE END DATE WITH PROPOSED AMENDMENT : (including ALL options to extend)	10/15/2009		
TOTAL MAXIMUM COST WITH PROPOSED AMENDMENT : (including ALL options to extend)	4,800,000.00		
APPROVAL CRITERIA : (select one)	<input checked="" type="checkbox"/> use of Non-Competitive Negotiation is in the best interest of the state <input type="checkbox"/> only one uniquely qualified service provider able to provide the service		
ADDITIONAL REQUIRED REQUEST DETAILS BELOW (address each item immediately following the requirement text)			
(1) description of the proposed additional service and amendment effects :			
This amendment ensures new applications fit into the existing approved framework design.			
(2) explanation of need for the proposed amendment :			

The department has the need to develop the following systems: Workers Compensatin, Boilers and Elevators, TOSHA, Labor Standards and Personnel. This amendment will eliminate the need to develop a new system framework.

(3) name and address of the proposed contractor's principal owner(s) :
(not required if proposed contractor is a state education institution)

HCL Technologies (Mass.), Inc., 400 Crown Colony Drive, Suite 500, Quincy, MA 02169, One of the Principal owners is Rajiv Shesh, President.

(4) documentation of OIR endorsement of the Non-Competitive procurement request :
(required only if the subject service involves information technology)

select one:

☐

Documentation Not Applicable to this Request

☒

Documentation Attached to this Request

(5) documentation of Department of Personnel endorsement of the Non-Competitive procurement request :
(required only if the subject service involves training for state employees)

select one:

☒

Documentation Not Applicable to this Request

☐

Documentation Attached to this Request

(6) description of procuring agency efforts to identify reasonable, competitive, procurement alternatives rather than to use non-competitive negotiation :

None. Since the current contractor is developing the current system it would not be the best interest of the state to have other contractors working on the same system.

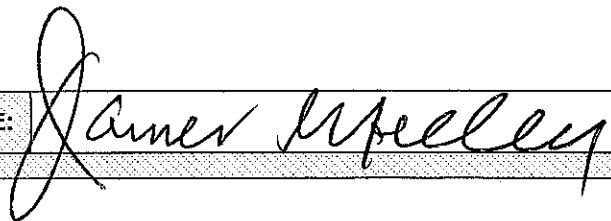
(7) justification of why the F&A Commissioner should approve a Non-Competitive Amendment :

Having a system framework that will support new systems will eliminate the need for developing additional systems designs and therefore less costly to th e State.

AGENCY HEAD REQUEST SIGNATURE:

(must be signed by the ACTUAL procuring agency head as detailed on the Signature Certification on file with OCR — signature by an authorized signatory will be accepted only in documented exigent circumstances)

SIGNATURE DATE:



03/29/2005 15:55

615-741-3002

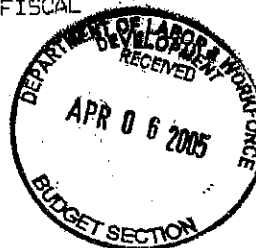
TN LABOR/WFD FISCAL

PAGE 01

request number 1007



STATE OF TENNESSEE

**FAX TRANSMITTAL**

To:

Bill Ezell, Chief Executive Officer
Office for Information Resources

FAX # 532-0471

Melvin O'Neal

FAX # 741-3002

DATE: March 30 2005

RFS# 337.01-025 Amendment 1 FA-05-16162-00

RE: OIR Procurement Endorsement Documentation for —
maintenance and enhancement of the enhanced Case Management and
Activity Tracking System (eCAMTS)

NUMBER OF FAX PAGES (INCLUDING COVER): 3

The proposed, service procurement documents referenced above are hereby forwarded to the Office for Information Resources (OIR) for review. The subject scope of services appears to include information systems services or information technology support activities.

This communication seeks to ensure that OIR is aware of the procurement and has an opportunity to review the matter to determine whether OIR is supportive. Please indicate OIR endorsement of the procurement described by signature below and return this communication at your earliest convenience (note the return FAX number above).

If you have any questions or concerns about this matter, please call Joey Czarneski at 253-6240 or Travis Johnson at 741-5727.

Thank you for your help.

Attachment

Copy of the proposed amendment. (No additional Funding)

OIR ENDORSES THE SUBJECT PROCUREMENT REQUEST


Office for Information ResourcesDate
4-5-2005

CONTRACT SUMMARY SHEET

RFS Number:	337.01-025	Contract Number:	FA-05-16162-01
State Agency:	Labor and Workforce Development	Division:	Administration
Contractor:		Contractor Identification Number:	
HCL Technologies (Mass.), Inc.		X	V-
		C-	043173861-01


Service Description

This amendment is for the change in the scope of service in Section A of the Contract. No other changes.

Contract Begin Date:	Contract End Date:
10/16/2004	10/15/2009

Allotment Code	Cost Center	Object Code	Fund	Grant	Grant Code	Subgrant Code
337.01	CMAT	083	11	X	on STARS	

FY	State Funds	Federal Funds	Interdepartmental Funds	Other Funding	Total Contract Amount Include ALL amendments
05	\$1,200,000.00				\$1,200,000.00
06	\$1,200,000.00				\$1,200,000.00
07	\$800,000.00				\$800,000.00
08	\$800,000.00				\$800,000.00
09	\$700,000.00				\$700,000.00
10	\$100,000.00				\$100,000.00
Total:	\$4,800,000.00	\$0.00	\$0.00	\$0.00	\$4,800,000.00

CFDA Number:	Check the box (below) ONLY if the answer is YES:
State Fiscal Contact:	Is the Contractor a SUBRECIPIENT? (per OMB A-133)
Name: Melvin O'Neal	Is the Contractor a VENDOR? (per OMB A-133) X
Address: 8th Floor, Andrew Johnson Tower	Is the Fiscal Year Funding STRICTLY LIMITED?
Phone: 615 532-1071	Is the Contractor on STARS? X
Procuring Agency Budget Officer Signature:	Is the Contractor's FORM W-9 ATTACHED?
	Is the Contractor's Form W-9 Filed with Accounts? X

COMPLETE FOR ALL AMENDMENTS (only)

	Base Contract & Prior Amendments	This Amendment ONLY
End Date >		
FY		
FY		
FY		
FY		
FY		
FY		
Totals:	\$0.00	\$0.00

Funding Certification

Pursuant to T.C.A., Section 9-6-113, I, M. D. Goetz, Jr., Commissioner of Finance and Administration, do hereby certify that there is a balance in the appropriation from which this obligation is required to be paid that is not otherwise encumbered to pay obligations previously incurred.

AMENDMENT 1
TO Contract Number FA-05-16162-00

This Contract, by and between the State of Tennessee, Department of Labor and Workforce Development, hereinafter referred to as the State, and HCL Technologies (Mass.), Inc., hereinafter referred to as the Contractor, is hereby amended as follows:

1. Delete Section A.1. in its entirety and insert the following in its place:

A.1. General Contract Scope. Pursuant to this Contract, the Contractor will perform maintenance and enhancement of the enhanced Case Management and Activity Tracking System (eCMATS). This service will include, but not be limited to, analysis, design, programming, implementation, operations and training.

eCMATS will provide the framework for all of the Department's new applications. The framework of eCMATS may include, but not be limited to, support of the following systems: Workers Compensation, Boilers and Elevators, TOSHA, Labor Standards and Personnel. To ensure new applications fit into the existing approved framework design, the current Contractor shall assist in the detail design process of any application addition or enhancement. Since the current Contractor is responsible for maintenance of the existing platform, the Contractor shall lead the integration of new modules to ensure efficiency once modules are fully implemented.

2. Delete Section A.3.a. in its entirety and insert the following in its place:

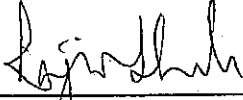
A.3.a. The Maintenance Team shall provide Maintenance Services in the form of on-site application support and maintenance of the eCMATS application system for the duration of the Contract. For purposes of this contract, the eCMATS application system includes the eCMATS program code, additional software, databases and servers. This also applies to any new applications/modules added to the eCMATS framework due to enhancements. The Maintenance Team shall be located on-site, in Nashville, Tennessee, at Tennessee Department of Labor and Workforce Development offices, and shall be made up of the following Job Classifications of personnel:

- i. Senior Project Manager;
- ii. Senior Analyst;
- iii. Senior Analyst Programmer;
- iv. Analyst Programmer; and
- v. System Analyst.

The other terms and conditions of this Contract not amended hereby shall remain in full force and effect.

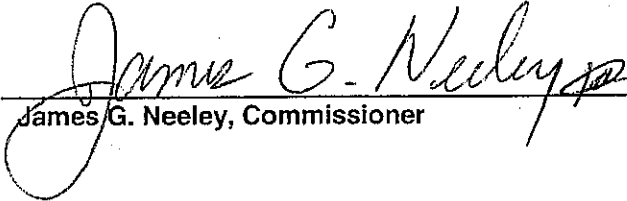
IN WITNESS WHEREOF:

HCL TECHNOLOGIES (MASS.), INC.:


Rajiv Shesh, President

3/21/05
Date

DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT:


James G. Neeley, Commissioner

3/27/05
Date

APPROVED:

DEPARTMENT OF FINANCE AND ADMINISTRATION:

M. D. Goetz, Jr., Commissioner

Date

DEPARTMENT OF PERSONNEL:

N/A

Randy C. Camp, Commissioner

Date

COMPTROLLER OF THE TREASURY:

John G. Morgan, Comptroller of the Treasury

Date

CONTRACT SUMMARY SHEET

RFPS Number	337.01-025	Contract Number	FA-05-16162-00	
State Agency	Labor and Workforce Development	Division	Administration	
Contractor		Contractor Identification Number		
HCL Technologies (Mass.), Inc.		X	V-	043173861-01
			C-	

Service Description

The Provision of the maintenance and enhancement of the enhanced Case Management and Activity Tracking System (eCMATS).

Contract Begin Date	Contract End Date
10/16/2004	10/15/2009

Allotment Code	Cost Center	Object Code	Fund	Grant	Grant Code	Subgrant Code
337.01	CMAT	083	11	X on STARS		

FY	State Funds	Federal Funds	Interdepartmental Funds	Other Funding	Total Contract Amount Include ALL amendments
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Total	\$4,800,000.00	\$0.00	\$0.00	\$0.00	\$4,800,000.00

CFDA Number		Check the box (below) ONLY if the answer is YES
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Name	Melvin O'Neal	Is the Contractor a VENDOR? (per OMB A-133)
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Phone	615 532-1071	Is the Contractor on STARS?
Procuring Agency Budget Officer Signature		Is the Contractor's FORM W-9 ATTACHED?
		Is the Contractor's Form W-9 Filed with Accounts?

Harold Shadelford

COMPLETE FOR ALL AMENDMENTS (only)		
End Date	Base Contract & Prior Amendments	This Amendment ONLY
Totals	\$0.00	\$0.00

Pursuant to T.C.A., Section 9-6-113, I, M. D. Goetz, Jr., Commissioner of Finance and Administration, do hereby certify that there is a balance in the appropriation from which this obligation is required to be paid that is not otherwise encumbered to pay obligations previously incurred.

